

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of Akira FUKUNAGA et al

Application No.: 09/811,581

Filed: March 20, 2001

For: COMPOSITE METALLIC ULTRAFINE PARTICLES...

Confirmation No.: 2108



Art Unit 1725

Examiner: L. R. Edmondson

Washington, D. C.

Atty.'s Docket: FUKUNAGA=3

Date: September 16, 2003

MAIL STOP AF

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Arlington, VA 22202

Sir:

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1725**

RECEIVED
SEP 23 2003
TC 1700

Transmitted herewith is a [XX] REPLY TO FINAL ACTION: AMENDMENT AND REMARKS in the above-identified application.

[] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

[] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

[XX] No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	* 2	MINUS	** 46	0	x 9	\$		x 18	\$
INDEP.	* 2	MINUS	*** 14	0	x 42	\$		x 84	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ 135	\$		+ 270	\$
					ADDITIONAL FEE TOTAL			TOTAL	

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

[] First - \$ 55.00
[] Second - \$ 200.00
[] Third - \$ 460.00
[] Fourth - \$ 720.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

[] First - \$ 110.00
[] Second - \$ 400.00
[] Third - \$ 920.00
[] Fourth - \$ 1440.00

Month After Time Period Set

[] Less fees (\$) already paid for month(s) extension of time on

[] Please charge my Deposit Account No. 02-4035 in the amount of \$

[] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$

[] A check in the amount of \$ is attached (check no.)

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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By

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RESPONSE TO OFFICE ACTION NO. 1.116
EXPEDITE
EXAMINER: L. Edmondson

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ATTY.'S DOCKET: FUKUNAGA =3

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Akira FUKUNAGA et al)	Examiner: L. Edmondson
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Appln. No.: 09/811,581)	Washington, D.C.
)	
Date Filed: March 20, 2001)	Confirmation No. 2108
)	
For: COMPOSITE METALLIC)	September 16, 2003
ULTRAFINE PARTICLE...)	

REPLY TO FINAL ACTION: AMENDMENT AND REMARKS

Mail Stop **AF**
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Replying to the Final Office Action mailed June 16,
2003, please amend as follows:

Amendments to the Claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.